

LIBELED: 11-7-57, Dist. Kans.

CHARGE: 502(a)—when shipped, the label of the article contained false and misleading representations that the article was an effective and adequate treatment for milk fever.

DISPOSITION: 12-19-57. Default—destruction.

5477. Cabbex. (F.D.C. No. 40663. S. No. 78-008 M.)

QUANTITY: 29 btls. at Omaha, Nebr., in possession of Vitamin Stores, Inc.

SHIPPED: 4-9-57, from Huntington Park, Calif.

LABEL IN PART: "One Pound Guardian Concentrate Cabbex Cabbage Powder For Cabbage Juice * * * As a supplementary source of the nutrients in cabbage take four teaspoonsful daily."

ACCOMPANYING LABELING: Window placard reading: "Ulcers? Try Cabbex Cabbage Juice Powder \$3.98."

RESULTS OF INVESTIGATION: The article was shipped as described above in 30-lb. bulk drums, and after receipt by the consignee, it was repacked into bottles.

LIBELED: 9-27-57, Dist. Nebr.

CHARGE: 502(a)—the labeling accompanying the article, while held for sale, contained false and misleading representations that the article was an effective treatment for ulcers.

DISPOSITION: 10-25-57. Default—destruction.

5478. Dr. Bronner's Calcium & Phosphorus, Vegetable. (F.D.C. No. 40918. S. Nos. 73-243/4 M.)

QUANTITY: 22 2-oz. btls. and 5 1½-oz. btls. at Denver, Colo.

SHIPPED: Between 1-10-57 and 6-19-57, from Los Angeles, Calif., by Dr. E. H. Bronner & Associates.

LABEL IN PART: "Dr. Bronner's Calcium & Phosphorus, Vegetable made from vegetable calcium, rosehips, rice polish, dulse, barley, yeast & malt."

ACCOMPANYING LABELING: Circular, reading in part, "Dr. Bronner's Calcium & Phosphorus, Vegetable."

LIBELED: 10-30-57, Dist. Colo.

CHARGE: 502(a)—the labeling accompanying the article, when shipped, contained false and misleading representations that fluoridation is wrong; that the right way to prevent tooth decay is with organic-vegetable and oceanic calcium food; and that the article was adequate and effective for preventing tooth decay, polio, bone brittleness, and loose dentures.

DISPOSITION: 12-31-57. Default—destruction.

5479. Grapefruit powder. (F.D.C. No. 40523. S. No. 57-929 M.)

QUANTITY: 1 25-lb. tin and a number of 8-oz. jars at Orange City, Fla., in possession of Wolf Laboratories.

SHIPPED: On an unknown date, from Huntington Park, Calif.

LABEL IN PART: (Jar) "Whole Powdered Grapefruit."

RESULTS OF INVESTIGATION: The article in the jars had been repacked from bulk stock which was shipped as described above.

LIBELED: 7-22-57, S. Dist. Fla.

CHARGE: 502(a)—the labeling of the article, while held for sale, namely, the label of the repackaged article, contained false and misleading representations that the article was an adequate and effective treatment for diabetes; that the article was effective in the prevention and treatment of high blood pressure and hardening of the arteries; that it would keep the blood cells and body tissues youthful; and that it would enable the body to resist infection.

DISPOSITION: On 8-12-57, John Wolf, claimant, filed exceptions to the libel; and, on 10-3-57, the exceptions were denied. On 4-23-58, on motion of both parties to the libel action, judgment of condemnation was entered and the court ordered that the product be destroyed.

5480. 3N liniment. (F.D.C. No. 40133. S. No. 57-190 M.)

QUANTITY: 984 4-oz. btls. and 1 5-gal. btl. at Cedartown, Ga., in possession of Colston's Sales Co.

SHIPPED: 6-26-56 and 2-13-57, from Chattanooga, Tenn.

LABEL IN PART: (4-oz. btl.) "3N Liniment * * * Active Ingredients: Camphor, Capsicum, Citronella, Cajeput, Spikenard, Castor Oil, Alkanet, Isopropyl Alcohol 80-85 percent * * * 4 Fluid Ounces Price \$1.35 Distributed by Colston's Sales Co., 230 3rd Street, Cedartown, Georgia."

ACCOMPANYING LABELING: Leaflets entitled "Directions For The Use of 3N Liniment" and "3N Liniment Reg. U.S. Pat. Office."

RESULTS OF INVESTIGATION: The leaflets were printed at the direction of the dealer.

LIBELED: 4-10-57, N. Dist. Ga.

CHARGE: 502(a)—the labeling accompanying the article, while held for sale, contained false and misleading representations that the article was an adequate and effective treatment for rheumatism, arthritis, neuritis, lumbago, deep pains, and "other things where a pain or germ killer is needed."

DISPOSITION: 10-28-57. Consent—claimed by Colston's Sales Co. and relabeled.

INDEX TO NOTICES OF JUDGMENT D.D.N.J. NOS. 5461 TO 5480

PRODUCTS

| | N.J. No. | | N.J. No. |
|---|----------|--|-------------------|
| Achromycin capsules----- | 5463 | Cabbex----- | 5477 |
| Amphetamine, dextro-, sulfate timed disintegration capsules----- | 5473 | Calcium & Phosphorus, Vegetable, Dr. Bronner's----- | 5478 |
| Aphrodisiac----- | 5462 | Coron tablets----- | 5461 |
| Arthritis, remedy for. <i>See</i> Rheumatism, remedy for. | | Cosmetic Solution, X 100----- | 5466 |
| Aspirin tablets----- | 5468 | Devices----- | 5475 |
| Bacitracin ointment (veterinary)----- | 5464 | Dextro-amphetamine sulfate timed disintegration capsules----- | 5473 |
| Bronner's, Dr., Calcium & Phosphorus, Vegetable----- | 5478 | Digitoxin powder----- | 5471 |
| Bursitis, remedy for. <i>See</i> Rheumatism, remedy for. | | tablets----- | 5472 |
| C-Ran----- | 5470 | Gout, remedy for. <i>See</i> Rheumatism, remedy for. | |
| | | Grapefruit powder----- | ¹ 5479 |
| | | Hair and scalp preparation----- | 5466 |

¹ (5479) Seizure contested.